

BIRCH STEWART, KOLASCH & BIRCH, LLP

*4

COMBINED DECLARATION AND POWER OF ATTORNEY

ATTORNEY DOCKET NO.

0717-0462P

PLEASE NOTE:
YOU MUST
COMPLETE THE
FOLLOWING:



Insert Title:



FOR PATENT AND DESIGN APPLICATIONS

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

OPTICAL PICKUP APPARATUS

Fill in Appropriate
Information

For Use Without
Specification
Attached:



the specification of which is attached hereto. If not attached hereto,

March 9, 2001

as

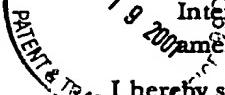
the specification was filed on _____

O I P United States Application Number _____; and / or

the specification was filed on _____ as PCT

International Application Number _____; and was

JUN 19 2001 amended under PCT Article 19 on _____ (if applicable)



I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Insert Priority
Information:
(if appropriate)



Prior Foreign Application(s)

2000-065786

(Number)

Japan

(Country)

March 9, 2000

(Month/Day/Year Filed)

Priority Claimed

 Yes No Yes No Yes No Yes No Yes No Yes No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

Insert Provisional
Application(s):
(if any)



(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

Insert Requested
Information:
(if appropriate)



All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More Than 12 Months (6 Months for Designs) Prior To The Filing Date of This Application:

Country

Application No.

Date of Filing (Month/Day/Year)

Insert Prior U.S.
Application(s):
(if any)



(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

I hereby appoint the following attorneys to prosecute this application and/or an international application based on this application and to transact all business in the Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the attorneys identified below, unless the inventor(s) or assignee provides said attorneys with a written notice to the contrary:

| | | | |
|---------------------|-------------------|-----------------------|-------------------|
| Raymond C. Stewart | (Reg. No. 21,066) | Terrell C. Birch | (Reg. No. 19,382) |
| Joseph A. Kolasch | (Reg. No. 22,463) | James M. Slattery | (Reg. No. 28,380) |
| Bernard L. Sweeney | (Reg. No. 24,448) | Michael K. Mutter | (Reg. No. 29,680) |
| Charles Gorenstein | (Reg. No. 29,271) | Gerald M. Murphy, Jr. | (Reg. No. 28,977) |
| Leonard R. Svensson | (Reg. No. 30,330) | Terry L. Clark | (Reg. No. 32,644) |
| Andrew D. Meikle | (Reg. No. 32,868) | Marc S. Weiner | (Reg. No. 32,181) |
| Joe McKinney Muncy | (Reg. No. 32,334) | Donald J. Daley | (Reg. No. 34,313) |
| John W. Bailey | (Reg. No. 32,881) | John A. Castellano | (Reg. No. 35,094) |
| Gary D. Yacura | (Reg. No. 35,416) | | |

Send Correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP

P.O. Box 747 • Falls Church, Virginia 22040-0747

Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

**PLEASE NOTE:
YOU MUST
COMPLETE THE
FOLLOWING:**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First or Sole Inventor
Insert Name of Inventor
Insert Date This Document is Signed

Insert Residence
Insert Citizenship

Insert Post Office Address

Full Name of Second Inventor, if any
see above

Full Name of Third Inventor, if any
see above

Full Name of Fourth Inventor, if any
see above

Full Name of Fifth Inventor, if any
see above

| | | | |
|---|-----------------------------|---|------------------------------|
| GIVEN NAME Tetsuo | FAMILY NAME SAEKI | INVENTOR'S SIGNATURE <i>Tetsuo SAEKI</i> | DATE* May 14, 2001 |
| Residence (City, State & Country) Tenri-shi, Nara Japan | | CITIZENSHIP Japan | |
| POST OFFICE ADDRESS (Complete Street Address including City, State & Country) 658, Akebonoryo, 2613-1, Ichinomotocho, | | | |
| GIVEN NAME | FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
| Residence (City, State & Country) | | CITIZENSHIP | |
| POST OFFICE ADDRESS (Complete Street Address including City, State & Country) | | | |
| GIVEN NAME | FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
| Residence (City, State & Country) | | CITIZENSHIP | |
| POST OFFICE ADDRESS (Complete Street Address including City, State & Country) | | | |
| GIVEN NAME | FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
| Residence (City, State & Country) | | CITIZENSHIP | |
| POST OFFICE ADDRESS (Complete Street Address including City, State & Country) | | | |
| GIVEN NAME | FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
| Residence (City, State & Country) | | CITIZENSHIP | |
| POST OFFICE ADDRESS (Complete Street Address including City, State & Country) | | | |

* DATE OF SIGNATURE